



**Minutes  
of the  
Santa Barbara Metropolitan Transit District  
Board of Directors Meeting**

**December 7, 2004**

**8:30 AM**

**Santa Barbara MTD Auditorium  
550 Olive Street, Santa Barbara, CA 93101**

**MEMBERS PRESENT:** John Britton, Chair, Olivia Rodriguez, Vice Chair, Brian Fahnestock, Secretary, David Davis, Director

**MEMBER NOT PRESENT:** Lee Moldaver, Director

**MTD EMPLOYEES PRESENT:** Sherrie Fisher, General Manager, Jerry Estrada, Assistant General Manager/Controller, Tiara Lakey, Executive Assistant to the Board and General Manager, David Damiano, Manager of Transit Development and Community Relations, Lynnette Coverly, Manager of Marketing, Steve Maas, Manager of Strategic Planning and Compliance, Gary Johns, Manager of Operations and H.R. & Risk, Paul Tumbleson, Manager of Passenger Facilities, Dave Morse, Superintendent of Operations

**OTHERS PRESENT:** Dr. Dan Secord, SB City Councilman, Josh Molina, SB News Press, Tom Roberts, UCSB Director of Transportation and Parking Services, Matt Dobberteen, County Public Works, Doug Large, General Counsel for MTD, Steve Musick

- 1. CALL TO ORDER**  
Chair Britton called the meeting to order at 8:30 AM.
- 2. ROLL CALL OF THE BOARD OF DIRECTORS**  
Chair Britton noted all members were present, with the exception of Director Moldaver.
- 3. REPORT REGARDING POSTING OF AGENDA**  
Sherrie Fisher, General Manager reported that the agenda for this meeting was posted at the MTD administrative headquarters, on the MTD website and mailed to the media for general circulation.

**4. OFFICER ENRIQUE ALVARADO, PAL (POLICE ASSISTANCE LEAGUE)**

**TOY DRIVE UPDATE**

Lynnette Coverly, Manager of Marketing and Officer Alvarado gave the Board an overview of the PAL program and described MTD's involvement. Officer Alvarado stated that this year he had coordinated a toy drive to collect toys for the children that will attend the upcoming PAL Holiday Dinner.

Officer Alvarado reported that toy collection bins had been placed at 10 local locations, including MTD's headquarters and the Transit Center. Ms. Coverly added that on Thursday, December 9, 2004 an MTD bus will go to around to each of these locations to pick up the toy bins. MTD Driver, Ronnie Shabazian will drive the bus.

The bus will have a police escort and also carry Officer Alvarado along with Julie Ramos and "Hayseed" (radio DJ's from KTYD's "Early Show"). They will air live along the bin collection route. In closing, Officer Alvarado thanked MTD for their participation and stated that he hopes to make this an annual event.

**5. 8:55 BOARD RECESSED TO CLOSED SESSION- WORKERS' COMPENSATION CLAIMS (ACTION TAKEN)**

The Board met in closed session pursuant to government Code §54956.95(b) to consider settlement of Workers' Compensation claims by:

- (a) Regina Kelly
- (b) Carolina Quintero
- (c) Mary Dominguez

The Board gave MTD staff authorization to settle these claims.

**9:30 AM THE BOARD RETURNED FROM CLOSED SESSION**

**CONSENT CALENDAR**

**6. APPROVAL OF PRIOR MINUTES**

Secretary Fahnestock moved to approve the minutes for the meeting of November 23, 2004. Vice Chair Rodriguez seconded the motion. The motion passed unanimously. Director Davis abstained, due to his absence from the November 23, 2004, Board meeting.

**7. APPROVAL OF THE CASH REPORT**

Director Davis moved to approve the Cash Report of November 16, 2004 through November 23, 2004. Vice Chair Rodriguez seconded the motion. The motion passed unanimously.

**THE CONSENT CALENDAR CONCLUDED AT THIS TIME**

**8. PUBLIC COMMENT**

Mr. Musick commented on items 10, 14 d, e of the 12/7/04 agenda.

**9. UCSB STAFF AND FACULTY PASS (NO ACTION TAKEN)**

UCSB Director of Transportation and Parking Services, Tom Roberts presented the Board with an overview of the proposed UCSB Staff and Faculty bus pass program and how it would fit into the "Transportation Alternatives Program (TAP)". Director Davis thanked Mr. Roberts for his presentation and complimented him on this innovative program.

**10. CALLE REAL PROPERTY COUNSEL (ACTION TAKEN)**

Attorney Doug Large, General Counsel for MTD, reported that he had recently received a written request for a waiver of potential conflict of interest by prior MTD counsel related to the Calle Real property. Mr. Large stated that the letter contains an acknowledgment and waiver of the potential conflict. After reviewing the information and after some investigation, his recommendation is for the MTD Board sign the document or to authorize General Manager Fisher to sign on MTD's behalf.

Secretary Fahnestock moved to authorize General Manager Fisher to sign the acknowledgement and waiver. Vice Chair Rodriguez seconded the motion. The motion passed unanimously. At this time Chair Britton closed item 16 of the agenda, due to no further discussion needed at this time.

**11. DISPOSITION OF 5353 OVERPASS ROAD (ACTION TAKEN)**

The General Manager and Jerry Estrada, Assistant General Manager/Controller requested that the Board authorize staff to investigate disposition of the 5353 Overpass Road property. The General Manager noted that partial funds used to purchase the property came from the Federal Transit Administration (FTA) and this would be considered in the disposition plan.

Director Davis moved to have MTD staff:

- a) develop a disposition plan to lease or sell the property, pursuant to all applicable laws and regulations, including pros and cons of each option
- b) make the disposition plan a high priority and possibly completed by the end of this fiscal year
- c) include information regarding use of UCSB or other facilities for recharging of electric vehicles

Vice Chair Rodriguez seconded the motion. The motion passed unanimously.

**12. WORKERS' COMPENSATION INSURANCE (ACTION TAKEN)**

General Manager Fisher presented the Board with information and staff recommendations. Change MTD's Workers' Compensation Insurance to a Joint Powers Agreement under California Public Entities Insurance Authority.

Director Davis moved to approve MTD staff recommendations. Secretary Fahnestock seconded the motion. The motion passed unanimously.

**13. DIRECTORS' AND OFFICERS' INSURANCE**

The General Manager presented the Board with Directors' and Officers' Insurance renewal information. The General Manager noted that to date, MTD had only received one quote. MTD staff will provide the Board with any new information at the next Board meeting.

Secretary Fahnestock moved to approve MTD staff recommendations. Director Davis seconded the motion. The motion passed unanimously.

**14. GENERAL MANAGER REPORT**

At this time Chair Britton announced that the Coalition for Sustainable Transportation (COAST) was honoring the General Manager as a Sustainable Transportation Champion for her “excellent team building work promoting a vibrant transit system”.

The General Manager reported that the planning department staff is currently training to use the Trapeze software, which will be used for scheduling and run cutting.

The General Manager reported that MTD staff had met with the staff of Traffic Solutions and Santa Barbara Air Bus to review new regulations passed by the FTA. MTD is required to regulate and update these organizations, due to MTD’s role (grantee) in assisting in the process of purchasing the vehicles used for the Clean Air Express.

The General Manager announced that Lynnette Coverly the Manager of Marketing had given notice and due to current budget concerns, the manager position would not be filled at this time. MTD will seek a Marketing Coordinator and David Damiano will oversee this department for now. Secretary Fahnestock requested that the Personnel Committee meet regarding exit interviews, salaries and department changes.

The General Manager reminded the Board that the Transit Village/RDA joint meeting, would be held tomorrow at 10 AM, at the City of SB Public Works Building in the Gebhard Public Meeting Room. Director Davis noted that the Community Environmental Council (CEC) has requested to be a part of this project. Director Davis is a current member of the CEC Board and he is currently seeking formal opinion from them to see if this would pose a conflict of interest in the future. Director Davis added that he would participate in tomorrow’s meeting, free of conflict.

The General Manager provided the Board with an update regarding the Calle Real property. The General Manager stated that it had recently been brought to her attention that during the construction of the Olive Street facility, soil had been moved from the Olive Street site to the Calle Real property. The soil was tested and found to include hazardous material. As a result, MTD contacted the County of Santa Barbara Fire Department seeking guidance. MTD was instructed to fence, cover and post the area. MTD staff is working with County of Santa Barbara Fire Department staff to properly remove the soil. MTD staff will prepare the appropriate procurement documents to handle the disposal of the soil.

**15. OTHER BUSINESS AND COMMITTEE REPORTS**

Director Davis reported that the Property Committee had recently met.

**16. RECESS TO CLOSED SESSION-CALLE REAL**

The Board did not recess to closed session.

**17. ADJOURNMENT**

The meeting adjourned at 11:00 AM.